

CCRB INVESTIGATIVE RECOMMENDATION

| | | | | | |
|--|-------------------------------------|---------------------------|--|------------------------------------|---------------------------------|
| Investigator: Julian Phillips | Team: Squad #5 | CCRB Case #: 201903673 | <input checked="" type="checkbox"/> Force | <input type="checkbox"/> Discourt. | <input type="checkbox"/> U.S. |
| | | | <input type="checkbox"/> Abuse | <input type="checkbox"/> O.L. | <input type="checkbox"/> Injury |
| Incident Date(s) Friday, 04/19/2019 1:07 AM | Location of Incident: § 87(2)(b) | Precinct: 52 | 18 Mo. SOL 10/19/2020 | EO SOL 6/5/2021 | |
| Date/Time CV Reported Fri, 04/19/2019 7:50 AM | CV Reported At: IAB | How CV Reported: Phone | Date/Time Received at CCRB Tue, 04/30/2019 11:03 AM | | |

| Complainant/Victim | Type | Home Address |
|--------------------|------|--------------|
| | | |

| Subject Officer(s) | Shield | TaxID | Command |
|-------------------------|--------|--------|---------|
| 1. CPT Daniel Miraglia | 00000 | 913785 | E S U |
| 2. DTS Dennis Osullivan | 4269 | 939133 | ESS 04 |
| 3. DTS Robert Welsome | 01419 | 919858 | ESS 04 |
| 4. DTS Darren Mcnamara | 05736 | 922762 | ESS 02 |

| Officer(s) | Allegation | Investigator Recommendation |
|------------------------|---|-----------------------------|
| A.DTS Darren Mcnamara | Force: Detective Darren Mcnamara used physical force against § 87(2)(b) | |
| B.CPT Daniel Miraglia | Force: Captain Daniel Miraglia used physical force against § 87(2)(b) | |
| C.DTS Dennis Osullivan | Force: Detective Dennis Osullivan used physical force against § 87(2)(b) | |
| D.DTS Robert Welsome | Force: Detective Robert Welsome used physical force against § 87(2)(b) | |
| E.DTS Dennis Osullivan | Force: Detective Dennis O'Sullivan used a taser against § 87(2)(b) | |
| F.DTS Darren Mcnamara | Force: Detective Darren Mcnamara used restraining straps against § 87(2)(b) | |
| G.CPT Daniel Miraglia | Force: Captain Daniel Miraglia used restraining straps against § 87(2)(b) | |
| H.DTS Dennis Osullivan | Force: Detective Dennis O'Sullivan used restraining straps against § 87(2)(b) | |
| I.DTS Robert Welsome | Force: Detective Robert Welsome used restraining straps against § 87(2)(b) | |

Case Summary

On April 19, 2019, NYPD Captain Daniel Miraglia reported this incident to the NYPD's Internal Affairs Bureau because of the physical force used during this incident, generating the initial log number 2019-15403. No civilian complaint was filed regarding the incident. On April 30, 2019, IAB forwarded this complaint to the CCRB.

No video footage was recovered of this incident.

Captain Miraglia's initial report to IAB identified the victim as § 87(2)(b) date of birth § 87(2)(b). Captain Miraglia provided only a mailing address for the victim. NYPD documentation subsequently received by the CCRB identified the victim as § 87(2)(b) date of birth § 87(2)(b). This subsequent NYPD documentation did not include any additional contact information for § 87(2)(b).

Searches for both variations of § 87(2)(b)'s name and date of birth were conducted in the New York State Department of Motor Vehicles database, the NYPD's Booking, Arraignment, and Disposition System, the Department of Corrections for New York City database, the CLEAR database, and the LexisAdvance database. Additionally, searches for similar names at § 87(2)(b)'s reported address were conducted in the Coles Directory and the CLEAR database. All of these searches yielded negative results.

First please call letters were sent to § 87(2)(b) at the address originally reported on May 8, 2019 and May 22, 2019. To date, neither of these letters has been returned as undeliverable.

On May 20, 2019, a search of the Department of Corrections for New York City indicated that § 87(2)(b) is not currently incarcerated.

§ 87(2)(g)

Squad No.: _____

| | | | |
|---------------|-----------|--------------------|-------|
| Investigator: | _____ | _____ | _____ |
| | Signature | Print Title & Name | Date |

| | | | |
|---------------|-----------|--------------------|-------|
| Squad Leader: | _____ | _____ | _____ |
| | Signature | Print Title & Name | Date |

| | | | |
|-----------|-----------|--------------------|-------|
| Reviewer: | _____ | _____ | _____ |
| | Signature | Print Title & Name | Date |